

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

THOMAS GEBKA, Individually and on	)	
behalf of all others similarly situated,	)	
	)	Case No. 1:19-cv-06662
Plaintiff,	)	
v.	)	Hon. Sharon J. Coleman
	)	
ALLSTATE INSURANCE COMPANY,	)	Mag. Jeffrey I. Cummings
a Delaware limited liability company,	)	
	)	
Defendant.	)	

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**JOINT MOTION TO STAY PARTY DISCOVERY PENDING MEDIATION**

Plaintiff Thomas Gebka (“Plaintiff”) and Defendant Allstate Insurance Company (“Allstate”) (collectively, the “Parties”), by and through their undersigned counsel of record, and pursuant to Rule 29(b) of the Federal Rules of Civil Procedure respectfully and jointly request that the Court stay party discovery to allow the Parties to conduct a mediation on February 10, 2022. The Parties do not seek to stay non-party discovery, as some additional third-party information must still be obtained prior to the mediation.

On November 2, 2021, the Court issued an order setting forth certain deadlines relating to discovery. Dkt. 123. Specifically, the Court ordered Allstate to respond to Plaintiff’s remaining discovery requests and serve its own additional discovery requests by December 6, 2021. *Id.* In addition, the Court directed the Parties to submit a joint status report on January 14, 2022, to advise the Court on any remaining discovery or discovery disputes that would require the Court’s attention. *Id.*

Since that time, the Parties have agreed to hold a mediation with a JAMS mediator on February 10, 2022, the first available date for the parties and the selected mediator. In light of the

upcoming mediation, and in order to conserve the resources of the Parties and the Court, the Parties seek relief from the Court's Order of November 2, 2021, requiring the Parties to engage in additional discovery. The Parties further request that the Court allow the Parties to submit a status report following the mediation of February 10, 2022. Rule 29(b) requires that any agreement between the Parties that would interfere with a court ordered discovery deadline must be approved by the Court.

WHEREFORE, for the reasons stated herein, the Parties request that party discovery deadlines in the Court's Order of November 2, 2021, be stayed, pending the outcome of the February 10, 2022 mediation.

Dated: December 2, 2021

Respectfully submitted,

/s/Lewis S. Wiener

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